

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBs0170/P2dn

RNK:wlj:rs

November 7, 2013

Toni Herkert:

This version of the substitute amendment incorporates the changes you requested. Also, as we discussed, in this version of the substitute amendment, the requirement for cities and villages to enact shoreland zoning ordinances is created in the respective chapters of the statutes that concern cities and villages rather than in s. 59.692 which concerns shoreland zoning by counties.

Please note that I have added cross-references to the created village and city shoreland zoning statutes (ss. 61.353 and 62.233) in various statutes in current law that refer to other shoreland zoning statutes (ss. 59.692, 61.351, and 62.231). The statutes that I have amended for this purpose are 20.370 (3) (ma), 30.2022 (1), 41.41 (8), 66.1001 (3) (q), 70.32 (1g), 93.90 (3) (a) 3., 281.31 (2) (e) and (8), 281.36 (10) and (13m), 289.33 (3) (d), 289.35, 289.43 (7) (c), and 295.607 (1) (a) 2. I ask that you review each one of these provisions to determine if the amendments to those provisions are consistent with your intent.

There are some statutes in current law that contain a cross-reference to s. 59.692 but that, based on my overall understanding of your objectives, I determined should not be amended in this version to include cross-references to the created village and city shoreland zoning provisions. The statutes that I did not amend are ss. 30.19 (1m) (g), 30.202 (3), 30.204 (5), 66.0307 (3) (e) and (7m), 70.32 (2) (c) 4., 92.10 (6) (a) 4., and 281.31 (2m) (intro.). Please review each of these statutes to determine whether you would like to include a cross-reference to the village and city shoreland zoning provisions created in this substitute amendment.

Please review s. 59.692 (2m) (c) in current law. Do you want to retain any part of that statute as it applies to city and village ordinances?

This substitute amendment remains in preliminary form. Please feel free to contact me if you have any questions.

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